



Dkt. 1175/72960

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Jens Erik SOMMERLUND et al.
Serial No. : 10/506,916 Group Art Unit: 1791
Date Filed : September 3, 2004 Examiner: Larry Thrower
For : METHOD OF MOULDING SOLES ON SHOE UPPERS, A SHOE
WELT AND A MOULD FOR CARRYING OUT THE METHOD

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New York, N.Y. 10036

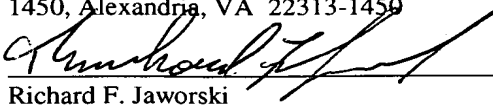
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO CLAIM RESTRICTION REQUIREMENT

In response to the Office Action dated February 20, 2009, requiring restriction of inventions under 35 U.S.C. 121. Applicants hereby elect, with traverse, to prosecute Group I, claims 1-9, 17-19 and 23. The restriction requirement is traversed for the following reasons.

The Office Action indicates that the common patentable technical feature of the claims is the use of a shoe welt. Applicant respectfully submits that the method of claim 1 is the common patentable technical feature of the claims. It is noted that during international examination, all of the claims were examined and unity of invention was found for all categories of claims. Accordingly, Applicant submits that requiring restriction at this point during prosecution is unwarranted and would cause undue expense for Applicant.

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

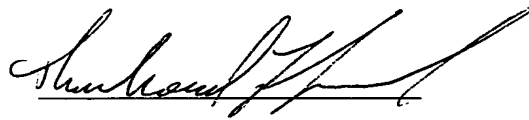

Richard F. Jaworski
Reg. No. 33,515

March 29, 2009
Date

Continued examination of all groups of claims on the merits is respectfully requested.

The Office is hereby authorized to charge any additional fees that may be required in connection with this Response and to credit any overpayment to our Deposit Account No. 03-3125.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Richard F. Jaworski', written over a horizontal line.

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